
Introduced by Senator Dutton

February 18, 2011

An act to amend Section 11379 of the Health and Safety Code, relating to controlled substances.

LEGISLATIVE COUNSEL'S DIGEST

SB 786, as introduced, Dutton. Controlled substances.

Existing law makes it felony to transport, import into this state, sell, furnish, administer, or give away specified controlled substances, unless upon the prescription of a physician, dentist, podiatrist, or veterinarian licensed to practice in this state.

This bill would make a technical, nonsubstantive change to this provision.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 11379 of the Health and Safety Code is
2 amended to read:
3 11379. (a) Except as otherwise provided in subdivision (b)
4 and in Article 7 (commencing with Section 4211) of Chapter 9 of
5 Division 2 of the Business and Professions Code, every person
6 who transports, imports into this state, sells, furnishes, administers,
7 or gives away, or offers to transport, import into this state, sell,
8 furnish, administer, or give away, or attempts to import into this
9 state or transport any controlled substance which is (1) classified
10 in Schedule III, IV, or V and which is not a narcotic drug, except
11 subdivision (g) of Section 11056, (2) specified in subdivision (d)

1 of Section 11054, except paragraphs (13), (14), (15), (20), (21),
2 (22), and (23) of subdivision (d), (3) specified in paragraph (11)
3 of subdivision (c) of Section 11056, (4) specified in paragraph (2)
4 or (3) of subdivision (f) of Section 11054, or (5) specified in
5 subdivision (d) or (e), except paragraph (3) of subdivision (e), or
6 specified in subparagraph (A) of paragraph (1) of subdivision (f),
7 of Section 11055, unless upon the prescription of a physician,
8 dentist, podiatrist, or veterinarian, licensed to practice in this state,
9 shall be punished by imprisonment in the state prison for a period
10 of two, three, or four years.

11 (b) Notwithstanding the penalty provisions of subdivision (a),
12 any person who transports for sale any controlled-~~substances~~
13 *substance* specified in subdivision (a) within this state from one
14 county to another noncontiguous county shall be punished by
15 imprisonment in the state prison for three, six, or nine years.